

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

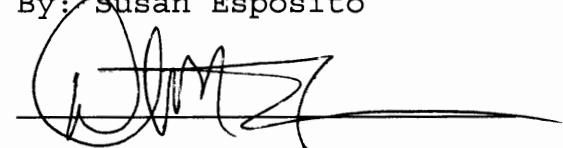
UNITED STATES OF AMERICA : Criminal Number: 2:12 cr 832-1
v. : **WAIVER OF INDICTMENT**
MERCER S.M.E., INC. :

MERCER S.M.E., INC., by and through its President **Susan Esposito**, hereby certifies as follows:

MERCER S.M.E., INC., charged with violating 15 U.S.C. §1 being advised of the nature of the charges, the proposed Information, and its rights, hereby waive in open court on (Date) December 19, 2012 prosecution by indictment and consent that the proceeding may be by information rather than by indictment.

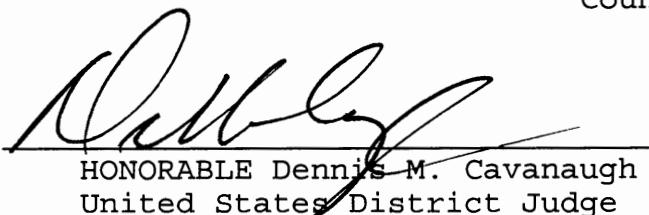


MERCER S.M.E., INC.
Defendant
By: Susan Esposito



Douglas M. Tween, Esq.
Counsel for Defendant

Before:



HONORABLE Dennis M. Cavanaugh
United States District Judge